

**CONFERENCE COMMITTEE REPORT
DIGEST FOR ESB 164**

Citations Affected: IC 31-34.

Synopsis: Child in need of services petitions. Conference committee report for ESB 164. Allows a prosecuting attorney to request a juvenile court to authorize the filing of a petition alleging that a child is a child in need of services (CHINS), and requires a prosecuting attorney to represent the interests of the state in the CHINS proceeding, unless the prosecuting attorney and the department of child services agree that the department shall represent the interests of the state in that proceeding. Provides that if a prosecuting attorney is representing the interests of the state at a subsequent proceeding after a CHINS petition is filed, all deadlines and procedures concerning CHINS apply to the prosecuting attorney to the same extent as they apply to the department. (The introduced version of this bill was prepared by the department of child services interim study committee.) **(This conference committee reports adds a provision that provides that if a prosecuting attorney is representing the interests of the state at a subsequent proceeding after a CHINS petition is filed, all deadlines and procedures concerning CHINS apply to the prosecuting attorney to the same extent as they apply to the department.)**

Effective: July 1, 2013.

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MADAM PRESIDENT:

Your Conference Committee appointed to confer with a like committee from the House upon Engrossed House Amendments to Engrossed Senate Bill No. 164 respectfully reports that said two committees have conferred and agreed as follows to wit:

that the Senate recede from its dissent from all House amendments and that the Senate now concur in all House amendments to the bill and that the bill be further amended as follows:

- 1 Page 1, after line 17, begin a new paragraph and insert:
- 2 **"(c) If a prosecuting attorney is representing the interests of**
- 3 **the state at a subsequent proceeding after a petition is filed**
- 4 **under this section, all deadlines and procedures concerning**
- 5 **children in need of services under this article apply to the**
- 6 **prosecuting attorney to the same extent as they apply to the**
- 7 **department."**

(Reference is to ESB 164 as printed March 15, 2013.)

Conference Committee Report
on
Engrossed Senate Bill 164

Signed by:

Senator Holdman
Chairperson

Representative Mahan

Senator Broden

Representative Riecken

Senate Conferees

House Conferees